

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

WILLIAM E. DUGAN, <i>et al.</i> ,)	
)	
Plaintiffs,)	CIVIL ACTION
)	
vs.)	NO. 07 C 6159
)	
BRUSKI EXCAVATING)	JUDGE JOAN H. LEFKOW
INCORPORATED, an Illinois corporation,)	
)	
Defendant.)	

**MOTION FOR ENTRY OF DEFAULT AND FOR AN ORDER
DIRECTING DEFENDANT TO TURN OVER
MONTHLY FRINGE BENEFIT CONTRIBUTION REPORTS**

NOW COME Plaintiffs, by their attorneys, and move for entry of default and for an order directing BRUSKI EXCAVATING INCORPORATED, an Illinois corporation, Defendant herein, to turn over monthly fringe benefit contribution reports due for the months of August 2007 through October 2007, pursuant to the Agreements and Declarations of Trust to which Defendant is bound, said Defendant having failed to answer or otherwise plead to the Complaint and the monthly contribution reports being required in order to liquidate Plaintiffs' claims.

On November 6, 2007, the Summons and Complaint was served on the Registered Agent by tendering a copy of said documents to him at his place of business (a copy of the Summons and Affidavit of Service is attached hereto). Therefore, Defendant's answer was due on November 26, 2007. As Defendant has failed to timely answer the Complaint, Plaintiffs respectfully request entry of default.

/s/ Beverly P. Alfon _____

CERTIFICATE OF SERVICE

The undersigned, an attorney of record, hereby certifies that she electronically filed the foregoing document (Motion) with the Clerk of Court using the CM/ECF system, and further certifies that I have mailed the above-referenced document by United States Mail to the following non-CM/ECF participant on or before the hour of 5:00 p.m. this 4th day of December 2007:

Mr. Karlen R. Covey, Registered Agent
Bruski Excavating Incorporated
7908 Route 14, Suite B
Crystal Lake, IL 60012

/s/ Beverly P. Alfon

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